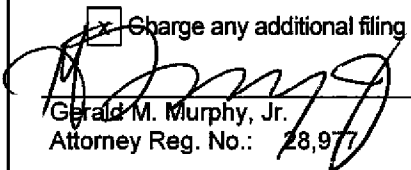


|  |   |   |                                   |                                |      |
|--|---|---|-----------------------------------|--------------------------------|------|
| <b>AMENDMENT TRANSMITTAL LETTER</b>  |   |   |                                   | Docket No.<br>1254-0258PUS1    |      |
| Application No.<br>10/507,132-Conf. #2346  |   | Filing Date<br>September 10, 2004       |                                   | Examiner<br>D. M. Ramirez      |      |
| Art Unit<br>1652   |   |   |                                   |                                |      |
| Applicant(s): Kolchiro KAKU et al.   |   |   |                                   |                                |      |
| Invention: Scytalone dehydrogenase gene showing tolerance to agricultural pesticide  |   |   |                                   |                                |      |
| <b>MS Amendment</b><br><b>Commissioner for Patents</b><br><b>P.O. Box 1450</b><br><b>Alexandria, VA 22313-1450</b>   |   |   |                                   |                                |      |
| Transmitted herewith is an amendment in the above-identified application.  |   |   |                                   |                                |      |
| The fee has been calculated and is transmitted as shown below.   |   |   |                                   |                                |      |
| <b>CLAIMS AS AMENDED</b>   |   |   |                                   |                                |      |
|  | Claims<br>Remaining<br>After<br>Amendment | Highest<br>Number<br>Previously<br>Paid | Number<br>Extra Claims<br>Present | Rate                           |      |
| <b>Total Claims</b>  | 21  | - 21 =                                  | 0                                 | x 50.00                        | 0.00 |
| <b>Independent<br/>Claims</b>  | 8   | - 8 =                                   | 0                                 | x 210.00                       | 0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>   |   |   |                                   |                                |      |
| Other fee (please specify):  |   |   |                                   |                                |      |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>  |   |   |                                   |                                | 0.00 |
| <input checked="" type="checkbox"/> Large Entity <span style="margin-left: 200px;"><input type="checkbox"/> Small Entity</span>  |   |   |                                   |                                |      |
| <input checked="" type="checkbox"/> No additional fee is required for this amendment.  |   |   |                                   |                                |      |
| <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____.<br>A duplicate copy of this sheet is enclosed.   |   |   |                                   |                                |      |
| <input type="checkbox"/> A check in the amount of \$ _____ is enclosed.  |   |   |                                   |                                |      |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.  |   |   |                                   |                                |      |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>02-2448</u><br>as described below. A duplicate copy of this sheet is enclosed. |   |   |                                   |                                |      |
| <input checked="" type="checkbox"/> Credit any overpayment.  |   |   |                                   |                                |      |
| <input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.   |   |   |                                   |                                |      |
| <br>Gerald M. Murphy, Jr.<br>Attorney Reg. No.: 28,977  |   |   |                                   | Dated: <u>January 18, 2008</u> |      |
| BIRCH, STEWART, KOLASCH & BIRCH, LLP<br>8110 Gatehouse Road<br>Suite 100 East<br>P.O. Box 747<br>Falls Church, Virginia 22040-0747<br>(703) 205-8000   |   |   |                                   |                                |      |